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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ALLSTATE INSURANCE COMPANY,
ALLSTATE PROPERTY & CASUALTY
INSURANCE COMPANY, ALLSTATE
INDEMNITY COMPANY, and ALLSTATE
FIRE & CASUALTY INSURANCE
COMPANY,

Plaintiffs,

v.

RUSSELL J. SHAH, MD, DIPTI R. SHAH,
MD, RUSSELL J. SHAH, MD, LTD., DIPTI
R. SHAH, MD, LTD., and RADAR
MEDICAL GROUP, LLP dba UNIVERSITY
URGENT CARE, DOES 1-100, and ROES
101-200,

Defendants.

AND RELATED CLAIMS

CASE NO. 2:15-cv-01786-APG-DJA

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR ALL
PARTIES TO RESPOND TO PARTIES'
MOTIONS FOR SUMMARY JUDGMENT
FILED 12/16/22**

(Second Request)

1 Plaintiffs/Counter-defendants ALLSTATE INSURANCE COMPANY, ALLSTATE
 2 PROPERTY & CASUALTY INSURANCE COMPANY, ALLSTATE INDEMNITY COMPANY,
 3 and ALLSTATE FIRE & CASUALTY INSURANCE COMPANY (collectively, the “Allstate
 4 Parties”), and Defendants and Counterclaimant RUSSELL J. SHAH, M.D. (“Dr. Russell Shah”),
 5 DIPTI R. SHAH M.D. (“Dr. Dipti Shah”), RUSSELL J. SHAH, MD, LTD. (“Russell PC”), DIPTI
 6 R. SHAH, MD, LTD. (“Dipti PC”), and RADAR MEDICAL GROUP, LLP (“Radar”) (collectively,
 7 the “Radar Parties”), by and through their respective counsel of record, hereby stipulate and agree
 8 as follows:

9 1. On December 16, 2022, Radar filed its detailed Motion for Summary Judgment
 10 Regarding Allstate’s Failure to File an Answer to the Amended Counterclaims [ECF No. 457]
 11 (“Radar MSJ No. 1”).

12 2. On December 16, 2022, the Allstate Parties filed their detailed Motion for Summary
 13 Judgment as to both counterclaims alleged by Radar in this matter [ECF No. 458] (“Allstate MSJ”).

14 3. On December 16, 2022, the Radar Parties filed their Motion for Summary Judgment
 15 on Allstate’s Causes of Action in its First Amended Complaint [ECF Nos. 460, 461] (“Radar MSJ
 16 No. 2”).¹ It is an extensive, detailed motion covering 50 pages of points and authorities,² along with
 17 35 volumes of exhibits [ECF Nos. 462-496] gleaned from the extensive discovery that took place in
 18 this matter.

19 4. The initial deadline for the parties to file their respective Responses to Radar MSJ
 20 Nos. 1 and 2 and the Allstate MSJ (collectively, the “Motions”) was January 6, 2023.

21 5. Due to scheduling conflicts for respective counsel for the Allstate Parties (Todd W.
 22 Baxter) and the Radar Parties (Joshua P. Gilmore) and the holidays, and in light of the critical
 23 importance of the Motions, the parties filed a Stipulation for an extension of time to file their
 24 Responses to the Motions [ECF No. 499], and the Court entered an Order granting their Stipulation
 25 and extending the time to file the Responses to February 6, 2023 [ECF No. 500].

26 _____
 27 ¹ ECF No. 460 was publicly-filed and ECF No. 461 was filed under seal.

28 ² Pursuant to the Court’s December 16, 2022 Minute Order [ECF No. 456], the Radar Parties
 were granted leave to file an oversized brief that did not exceed 50 pages.

1 6. Although counsel for the Allstate Parties and the Radar Parties have been diligently
2 working on the Responses, additional time is needed due to the issues presented by the Motions and
3 unanticipated work-related scheduling conflicts.

4 7. In light of the amount of time that was initially granted to the parties to file their
5 respective Motions after the close of discovery, the critical importance of these Motions, the
6 extensive size of Radar MSJ No. 2, and the work schedule of counsel for the parties, and in order to
7 ensure that the parties have an adequate opportunity to address the Motions, the parties hereby
8 stipulate and agree (i) that the Allstate Parties shall now have until February 21, 2023, to file their
9 Responses to Radar MSJ Nos. 1 and 2 and (ii) Radar shall now have until February 21, 2023, to file
10 its Response to the Allstate MSJ.

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8. This is the second stipulation for an extension of time to file Responses to the Motions. This stipulation is made in good faith and not to delay the proceedings.

IT IS SO STIPULATED.

Dated: January 25, 2023.

Dated: January 25, 2023

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH LLP

BAILEY KENNEDY

By: /s/ Todd W. Baxter

By: /s/ Joshua P. Gilmore

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ORDER

IT IS SO ORDERED.

DATED this 26th day of January, 2023.


UNITED STATES DISTRICT JUDGE